

CHARGE: 402(a)(3)—the rolls contained insect fragments: 402(a)(4)—the rolls had been prepared under insanitary conditions; and 403(a)—the statements on the label of the bread, "Enriched * * * One half pound (about 8 slices) of this bread supplies you with at least the following amounts or percentages of your minimum daily requirement for these essential food substances: Thiamine (Vitamin B-1) 55%, Riboflavin (Vitamin B-2) 17.5%, Niacin (Another "B" Vitamin) 5 Milligrams, Iron 40%, were false and misleading since the bread was not enriched and contained less than the stated amounts of thiamine, riboflavin, and niacin.

PLEA: Nolo contendere.

DISPOSITION: 12-6-60 and 1-13-61. The court suspended the imposition of sentence against the partnership, and fined each individual \$1,000. The court also imposed a sentence of 3 months imprisonment against John Earo, which was suspended, and placed him on probation for 5 years; and imposed sentences of 30 days imprisonment against James O. Di Domenicis and Dominick P. Di Domenicis, which were to be served.

27152. Fruitcakes. (F.D.C. No. 45422. S. No. 13-079 R.)

QUANTITY: 164 boxes at Milwaukee, Wis.

SHIPPED: Between 12-14-60 and 12-23-60, from Anacortes, Wash., by Sarah Lingwood's.

LABEL IN PART: (Box) "Net Wt. 18 Ounces Sarah Lingwood's Carolina Fruit Cakes 12 individual cakes * * * Sarah Lingwood * * * Anacortes, Washington."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 2-10-61, E. Dist. Wis.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: 3-3-61. Default—delivery to a public institution.

FLOUR

27153. Flour. (F.D.C. No. 45380. S. No. 24-266 R.)

QUANTITY: 217 50-lb. bags at Omaha, Nebr., in possession of Merchants Wholesale Grocery Co.

SHIPPED: Between 8-8-60 and 9-20-60, from Wichita, Kans.

LIBELED: 1-3-61, Dist. Nebr.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 1-27-61. Consent—destruction by delivery to a State institution for use as animal feed.

27154. Flour. (F.D.C. No. 44936. S. Nos. 4-287/9 R.)

INFORMATION FILED: 1-13-61, W. Dist. Va., against Keystone Mill, Inc., South Boston, Va.

SHIPPED: Between 4-22-60 and 6-2-60, from Virginia to North Carolina.

LABEL IN PART: (Bag) "10 LBS. [or "5 LBS."] NET WT. SELF-RISEING KEYSTONE FLOUR Manufactured by KEYSTONE MILL, INC. SOUTH BOSTON, VIRGINIA."

CHARGE: 402(a)(4)—the article had been prepared in an insect-infested mill under conditions whereby it may have become contaminated with filth.

PLEA: Guilty.

DISPOSITION: 2-13-61. \$250 fine.

27155. Flour. (F.D.C. No. 45411. S. Nos. 53-138/9 R.)

QUANTITY: 235 100-lb. bags at South Amana, Iowa, in possession of Amana Society Bakery.

SHIPPED: 12-29-60, from Denver, Colo.

LIBELED: 2-2-61, N. Dist. Iowa.

CHARGE: 402(a)(3)—contained insects and rodent excreta pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-22-61. Default—destruction.

27156. Flour. (F.D.C. No. 44947. S. Nos. 3-292/5 R, 3-299/300 R, 3-940/1 R.)

INFORMATION FILED: 1-13-61, W. Dist. Va., against Halifax Roller Mills, a partnership, Halifax, Va.

SHIPPED: Between 6-2-60 and 6-28-60, from Virginia to North Carolina.

LABEL IN PART: (Bag) "Pride of Halifax Self-Rising Flour Enriched Bleached Manufactured by Halifax Roller Mills Halifax, Va."

CHARGE: 402(a)(4)—the article had been prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2-14-61. \$250 fine.

27157. Flour. (F.D.C. No. 45408. S. No. 55-043 R.)

QUANTITY: 160 25-lb. bags at Jonesboro, Ark., in possession of Puryear Grocery Co.

SHIPPED: 11-9-60 and 11-22-60, from Yukon, Okla.

LIBELED: 2-2-61, E. Dist. Ark.

CHARGE: 402(a)(3)—contained rodent excreta pellets and rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-15-61. Default—delivered to a public institution for use as animal feed.

27158. Flour. (F.D.C. No. 45431. S. Nos. 66-063/5 R.)

QUANTITY: 773 25-lb. bags at Memphis, Tenn., in possession of Rose Warehouse Co.

SHIPPED: 11-5-60 and 1-7-61, from Salina, Kans.

LIBELED: 2-23-61, W. Dist. Tenn.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-24-61. Default—delivered to a public institution for use as animal feed.

27159. Flour. (F.D.C. No. 45429. S. No. 44-541 R.)

QUANTITY: 19 100-lb. bags at Ontario, Oreg., in possession of Ontario Grocery Co.